

1 agreement with TriStar Pictures, Inc.

2 **INTERROGATORY NO. 4**

3 Please describe the all the due diligence you took to be certain Elysium was
4 an original work, and not an infringement, before you set out to make the film
5 Elysium?

6 **RESPONSE TO INTERROGATORY NO. 4**

7 Defendant incorporates by reference the preliminary statement and general
8 objections set forth above. Defendant objects to the request on the basis that it seeks
9 information that is neither relevant nor reasonably likely to lead to the discovery of
10 admissible evidence. Subject to and without waiving the foregoing objections,
11 Defendant responds as follows:

12 The entity named in this lawsuit and referred to by Plaintiff as "MRC," Media
13 Rights Capital II L.P., had no role in Film.

14 MRC II Distribution Company L.P., which produced the Film, relied upon the
15 representation and warranty from Neill Blomkamp and his loan out company, Sable
16 Productions Ltd., that the Film and underlying screenplay were original to him and
17 not infringing of any rights.

18 **INTERROGATORY NO. 5**

19 How long have YOU been aware of triggerstreet.com?

20 **RESPONSE TO INTERROGATORY NO. 5**

21 Defendant incorporates by reference the preliminary statement and general
22 objections set forth above. Defendant objects to the request on the basis that it is
23 unduly burdensome and harassing, in that the request purports to require Defendant
24 to describe the knowledge of every past and present administrator, employee, agent,
25 attorney, and representative of Defendant. Subject to and without waiving the
26 foregoing objections, Defendant responds as follows:

27 Given the number of people involved, it is not reasonably possible for
28 Defendant to determine whether any past or present administrator, employee, agent,

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1 attorney, or representatives learned of the website triggerstreet.com, and if so, when.
 2 Defendant is aware, however, that no person affiliated with Defendant accessed
 3 Plaintiff's screenplay on triggerstreet.com, provided it to Neill Blomkamp, or used it
 4 in any way in the production of the Film.

5 **INTERROGATORY NO. 6**

6 Are YOU or any of your subordinate managers or employees now members,
 7 or have you ever been members, of triggerstreet.com?

8 **RESPONSE TO INTERROGATORY NO. 6**

9 Defendant incorporates by reference the preliminary statement and general
 10 objections set forth above. Defendant objects to the request on the basis that it is
 11 unduly burdensome and harassing, in that the request purports to require Defendant
 12 to indicate whether each and every past and present administrator, employee, agent,
 13 attorney, and representative of Defendant is or has ever been a member of the
 14 triggerstreet.com website. Subject to and without waiving the foregoing objections,
 15 Defendant responds as follows:

16 Given the number of people involved, it is not reasonably possible for
 17 Defendant to determine every past and present administrator, employee, agent,
 18 attorney, and representative that has ever been a member of triggerstreet.com.
 19 Defendant is aware, however, that no person affiliated with Defendant accessed
 20 Plaintiff's screenplay on triggerstreet.com, provided it to Neill Blomkamp, or used it
 21 in any way in the production of the Film.

22 **INTERROGATORY NO. 7**

23 Have you ever read a screenplay or watched a short film that you found
 24 posted on triggerstreet.com, or had a screenplay or short film forwarded to you from
 25 someone who downloaded it from triggerstreet.com?

26 **RESPONSE TO INTERROGATORY NO. 7**

27 Defendant incorporates by reference the preliminary statement and general
 28 objections set forth above. Defendant objects to the request on the basis that it is

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unduly burdensome and harassing, in that the request purports to require Defendant to indicate whether each and every past and present administrator, employee, agent, attorney, and representative of Defendant has ever reviewed a screenplay that was posted on triggerstreet.com. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Given the number of people involved, it is not reasonably possible for Defendant to determine whether every past and present administrator, employee, agent, attorney, and representative of the company has ever read a screenplay that was posted on triggerstreet.com. Defendant is aware, however, that no person affiliated with Defendant accessed Plaintiff's screenplay on triggerstreet.com, provided it to Neill Blomkamp, or used it in any way in the production of the Film.

INTERROGATORY NO. 8

Are you currently involved with, or have you ever been involved with triggerstreet.com, and/or Kevin Spacey, and/or Dana Brunetti on any projects?

RESPONSE TO INTERROGATORY NO. 8

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it is vague and ambiguous. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Neither Defendant nor any affiliated entity is involved with triggerstreet.com. MRC II Distribution Company L.P. is among the production companies on the television series *House of Cards* broadcast on Netflix. Kevin Spacey and Dana Brunetti, among others, are executive producers of the series, and Mr. Spacey stars in it.

INTERROGATORY NO. 9

If you answered "Yes", or affirmatively to Interrogatory No. 9, then please list and provide details and dates of all such project involvements.

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RESPONSE TO INTERROGATORY NO. 9

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it is vague and ambiguous. Subject to and without waiving the foregoing objections, Defendant responds as follows:

MRC II Distribution Company L.P. is among the production companies on the television series *House of Cards* broadcast on Netflix. Kevin Spacey and Dana Brunetti are executive producers of the series, and Mr. Spacey stars in it.

INTERROGATORY NO. 10

When (date) did YOU and Neill Blomkamp (or one or more of his representatives) FIRST make an agreement (implied, verbal, written, etc.) to work together to make Elysium?

RESPONSE TO INTERROGATORY NO. 10

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it is vague and ambiguous. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Defendant made no agreement with Neill Blomkamp in connection with the Film. Oaktree Entertainment, Inc., an affiliate of MRC II Distribution Company L.P., entered into an agreement with Mr. Blomkamp's loan-out corporation, Sable Productions Ltd., for the writing of the Film. That agreement was dated as of July 21, 2009.

INTERROGATORY NO. 11

As a film studio experienced in reading screenplays, upon your first reading of the screenplay "Elysium", please give your impressions of Defendant Blomkamp's screenwriting skill.

RESPONSE TO INTERROGATORY NO. 11

Defendant incorporates by reference the preliminary statement and general

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objections set forth above. Defendant objects to the request on the basis that it is vague and ambiguous. Defendant objects to the request on the basis that it calls for the disclosure of information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it purports to call for an opinion from a legal entity and is therefore unanswerable. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Neill Blomkamp is a skilled writer.

INTERROGATORY NO. 12

If a filmmakers' writing abilities are substantially less developed than the ideas, plot, themes and setting the filmmaker is trying to construct, how can a responsible studio, producer, investor or financier not see this as a warning that the content of the screenplay may have been misappropriated?

RESPONSE TO INTERROGATORY NO. 12

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it is unintelligible and unanswerable as phrased. Defendant objects to the request on the basis that it assumes facts and is argumentative. Defendant objects to the request on the basis that it poses an incomplete hypothetical.

INTERROGATORY NO. 13

Did YOU read Neill Blomkamp's screenplay "Elysium" before you agreed to help produce or finance the film Elysium – or, upon the strength of his reputation, was it sufficient that Mr. Blomkamp just describe the film's plot and show you a few concept posters of his "vision"?

RESPONSE TO INTERROGATORY NO. 13

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it is compound, vague and ambiguous, unintelligible, and unanswerable as phrased.

1 Defendant objects to the request on the basis that it assumes facts. Subject to and
2 without waiving the foregoing objections, Defendant responds as follows:

3 Defendant was not involved in the production of the Film. MRC II
4 Distribution Company L.P.'s approval of a screenplay from Mr. Blomkamp was a
5 condition of its financing of the Film.

6 **INTERROGATORY NO. 14**

7 Please explain, without reading an actual screenplay of a prospective film to
8 cross-reference against other creative works, how is it possible to do "due diligence"
9 to ensure a film you have agreed to produce or finance is not an infringement of
10 another party's copyrighted work?

11 **RESPONSE TO INTERROGATORY NO. 14**

12 Defendant incorporates by reference the preliminary statement and general
13 objections set forth above. Defendant objects to the request on the basis that it is
14 unintelligible, asks for lay opinion, poses a hypothetical, and for each of the
15 foregoing reasons is an improper interrogatory as phrased. Defendant objects to the
16 request on the basis that it calls for a narrative. Defendant objects to the request on
17 the basis that it seeks the disclosure of information that is neither relevant nor
18 reasonably likely to lead to the discovery of admissible evidence.

19 **INTERROGATORY NO. 15**

20 Did YOU and/or any other Defendant, or any other Elysium producer, or cast
21 or crew member ever express any concern, questions, surprise or disbelief that the
22 leading man of Elysium, Max (a former criminal bachelor, who had a limited time to
23 fight and kill to save his own life), would suddenly abandon his mission in order to
24 save a six year old girl with whom he has no relationship, and has known for less
25 than one day?

26 **RESPONSE TO INTERROGATORY NO. 15**

27 Defendant incorporates by reference the preliminary statement and general
28 objections set forth above. Defendant objects to the request on the basis that it

1 assumes facts and mischaracterizes the facts. In answering this request, Defendant
 2 does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to
 3 and without waiving the foregoing objections, Defendant responds as follows:

4 No.

5 **INTERROGATORY NO. 16**

6 Did YOU and/or any other Defendant, or any other Elysium producer, or cast
 7 or crew member ever suggest to any of the Defendants that perhaps the characters
 8 "Frey" and "Matilda" should be the character Max's wife and daughter,
 9 respectively, to make the story and the relationships more believable and
 10 meaningful?

11 **RESPONSE TO INTERROGATORY NO. 16**

12 Defendant incorporates by reference the preliminary statement and general
 13 objections set forth above. Defendant objects to the request on the basis that it is
 14 argumentative and improperly characterizes the facts concerning the "believability"
 15 of the Film. In answering this request, Defendant does not stipulate that Plaintiff's
 16 characterization of the facts is accurate. Subject to and without waiving the
 17 foregoing objections, Defendant responds as follows:

18 No.

19 **INTERROGATORY NO. 17**

20 Simon Kinberg is a writer and "script doctor" (a writer who fixes scripts that
 21 have serious problems). Simon Kinberg is listed as a producer of Elysium. Exactly
 22 what duties did Simon Kinberg play in the production and/or script doctoring of the
 23 screenplay and film "Elysium"?

24 **RESPONSE TO INTERROGATORY NO. 17**

25 Defendant incorporates by reference the preliminary statement and general
 26 objections set forth above. Defendant objects to the request on the basis that it
 27 assumes facts and/or improperly characterizes the facts. In answering this request,
 28 Defendant does not stipulate that Plaintiff's characterization of the facts is accurate.

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1 Subject to and without waiving the foregoing objections, Defendant responds as
 2 follows:

3 Simon Kinberg produced the Film. As producer, Mr. Kinberg also assisted
 4 with a polish of the Film's screenplay during the later stages of writing.

5 **INTERROGATORY NO. 18**

6 Please list the aspects of Elysium that you believe are copyrightable?

7 **RESPONSE TO INTERROGATORY NO. 18**

8 Defendant incorporates by reference the preliminary statement and general
 9 objections set forth above. Defendant objects to the request on the basis that it seeks
 10 information that is neither relevant nor reasonably likely to lead to the discovery of
 11 admissible evidence. Defendant objects to the request on the basis that it calls for a
 12 legal conclusion.

13 **INTERROGATORY NO. 19**

14 Please explain exactly the role that YOU alleged MRC II Distribution
 15 Company played in making, producing, distributing, financing, etc., Elysium in your
 16 Answers and Affirmative Defenses to the Plaintiff's Amended Complaint.

17 **RESPONSE TO INTERROGATORY NO. 19**

18 Defendant incorporates by reference the preliminary statement and general
 19 objections set forth above. Subject to and without waiving the foregoing objections,
 20 Defendant responds as follows:

21 MRC II Distribution Company L.P. financed the Film and served as studio,
 22 overseeing all production of the Film.

23 **INTERROGATORY NO. 20**

24 If, as you alleged, MRC II Distribution Company played a prominent roll
 25 [sic] in the making or financing Elysium, why is MRC (Media Rights Capital)
 26 credited with financing and producing Elysium in the opening credits of the film
 27 Elysium, and all of the film's official websites, as well as MRC's website, and
 28 Elysium's Wikipedia page - and no mention of MRC II Distribution Company in the

1 credits or any of official sites, etc.?

2 **RESPONSE TO INTERROGATORY NO. 20**

3 Defendant incorporates by reference the preliminary statement and general
4 objections set forth above. Defendant objects to the request on the basis that it
5 assumes facts and/or characterizes the facts. In answering this request, Defendant
6 does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to
7 and without waiving the foregoing objections, Defendant responds as follows:

8 "Media Rights Capital" is the name colloquially used in the press and in
9 credits for projects that MRC II Distribution Company L.P. finances and/or
10 produces.

11 **INTERROGATORY NO. 21**

12 Have any of the other Defendants signed any agreements with MRC II
13 Distribution Company related to the making of Elysium (prior to the release of the
14 film Elysium, 08/09/2013) - or were their agreements all made with Media Rights
15 Capital (AKA: MRC, Media Rights Capital II, L.P., or MRC II L.P.)?

16 **RESPONSE TO INTERROGATORY NO. 21**

17 Defendant incorporates by reference the preliminary statement and general
18 objections set forth above. Subject to and without waiving the foregoing objections,
19 Defendant responds as follows:

20 Yes. MRC II Distribution Company L.P. signed a distribution agreement
21 with TriStar Pictures, Inc. dated as of January 26, 2011.

22 **INTERROGATORY NO. 22**

23 Please provide the business addresses, business phone numbers, and names
24 and titles of all of the executives and/or administrators, and the approximate number
25 of employees of EACH of the following MRC companies: 1) Media Rights Capital;
26 2) Media Rights Capital II, L.P.; 3) MRC II, L.P.; 4) MRC II Distribution Company.

27 **RESPONSE TO INTERROGATORY NO. 22**

28 Defendant incorporates by reference the preliminary statement and general

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1 objections set forth above. Defendant objects to the request on the basis that it seeks
 2 information that is neither relevant nor reasonably likely to lead to the discovery of
 3 admissible evidence. Defendant objects to the request on the basis that it is unduly
 4 burdensome and harassing.

5 **INTERROGATORY NO. 23**

6 Do you personally know (via face-to-face, phone, text, email exchanges, etc.)
 7 any of the following filmmakers, film companies, and agents: Mathew Morris,
 8 David Faigenblum, Samatha Powers, the Cedar grove Agency, Zero Gravity
 9 management, Georgia Vestakis, Atchity Entertainment International (AEI),
 10 Hollywood Lit Sales, PMA Literary and Film Management, South17 Entertainment,
 11 Matthew Morris, Andrew Bellware, Braidwood Films, Mubarik Ahmed, Empyrean
 12 Pictures, Loren Smith, Filmsmith Pictures, Gregory Bell, or Globocine
 13 International?

14 **RESPONSE TO INTERROGATORY NO. 23**

15 Defendant incorporates by reference the preliminary statement and general
 16 objections set forth above. Defendant objects to the request on the basis that it seeks
 17 information that is neither relevant nor reasonably likely to lead to the discovery of
 18 admissible evidence. Defendant objects to the request on the basis that it is
 19 overbroad, unduly burdensome, and harassing, in that the request purports to require
 20 Defendant to determine whether every past and present administrator, employee,
 21 agent, attorney, and representative of Defendant has met or communicated with any
 22 of the individuals identified in the request or with any person affiliated with any of
 23 the companies identified in the request. Given the number of people involved, it is
 24 not reasonably possible to comply with this request.

25 **INTERROGATORY NO. 24**

26 If you answered yes to Interrogatory No. 23, please describe the relationship
 27 that you have with each person or company you know on that list.
 28

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RESPONSE TO INTERROGATORY NO. 24

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it is overbroad, unduly burdensome, and harassing, in that it purports to require Defendant to determine and identify whether every past and present administrator, employee, agent, attorney, and representative of Defendant has met or communicated with any of the individuals identified in the request or with any person affiliated with any of the companies identified in the request, and to then describe the nature of the relationship between such persons. Given the number of people involved, it is not reasonably possible to comply with this request.

INTERROGATORY NO. 25

What country (countries) were MRC's founders, Modi Wiczzyk and Asif Satchu born?

RESPONSE TO INTERROGATORY NO. 25

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence.

DATED: June 17, 2014

KINSELLA WEITZMAN ISER
 KUMP & ALDISERT LLP

By: 

Gregory P. Korn
 Attorneys for Defendants

10021.00015/214626.1

VERIFICATION

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

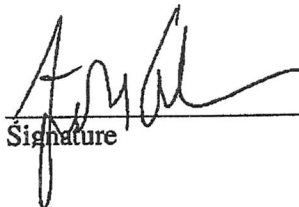
I have read the foregoing DEFENDANT MEDIA RIGHTS CAPITAL'S RESPONSE TO PLAINTIFF'S FIRST SET OF INTERROGATORIES and know its contents.

I am Senior VP, Head of Film Business/Legal Affairs of Media Rights Capital, a party to this action, and am authorized to make this verification for and on its behalf. The matters stated in the foregoing document are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

Executed on June 16, 2014, at Beverly Hills, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Jonathan Golfman
Print Name of Signatory


Signature

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PROOF OF SERVICE**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of California. My business address is 808 Wilshire Boulevard, 3rd Floor, Santa Monica, CA 90401.

On June 17, 2014, I served true copies of the following document(s) described as:

**DEFENDANT MEDIA RIGHTS CAPITAL'S RESPONSE TO PLAINTIFF'S
FIRST SET OF INTERROGATORIES**

on the interested parties in this action as follows:

Steve Wilson Briggs 681 Edna Way San Mateo, CA 94402 Tele.: 510.200.3763 Email: snc.steve@gmail.com	Plaintiff Pro Se
--	------------------

☒ **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the address listed above and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Kinsella Weitzman Iser Kump & Aldisert's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope with postage fully prepaid.

☐ **BY OVERNIGHT DELIVERY:** I enclosed said document(s) in an envelope or package provided by the overnight service carrier and addressed to the person at the address above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight service carrier or delivered such document(s) to a courier or driver authorized by the overnight service carrier to receive documents.

☐ **BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused the document(s) to be sent from e-mail address bdipalma@kwikalaw.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ **BY HAND DELIVERY:** I caused such envelope(s) to be delivered by hand to the office of the addressee(s).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 17, 2014, at Santa Monica, California.


Barbara DiPalma

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Exhibit

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Elysium's ready as director Blomkamp ahead to next project



GLEN SCHAEFER
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The Province › Arts & Life ›
Entertainment



Neill Blomkamp and Terri Tatchell

Elysium, the long-awaited follow-up to Vancouver director Blomkamp's District 9, is all but done now, awaiting a release in August.

NEWS

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Blomkamp in an e-mail.

The new movie stars Matt Damon and Jodie Foster in a future where humanity's elite have fled the ruined Earth space stations while the planet's poor struggle to survive.

The 33-year-old Blomkamp moved to Vancouver as a family from South Africa, and quickly earned a reputation as an effects prodigy in Vancouver's busy effects scene.

His debut feature, 2009's District 9, catapulted him to feature directors, a box-office and critical hit that also earned nominations for best picture, best screenplay (for Blomkamp and Tatchell, his wife and writing partner), best editing for Julian Clarke and best visual effects for a team based at Image Engine.

The movie about an alien ghetto was filmed in Johannesburg; extensive post-production was handled in Vancouver.

All eyes were on Blomkamp in the summer of 2011 when he was here on Elysium. Many of the same collaborators were involved. Blomkamp wrote this screenplay on his own.

Filming continued under tight secrecy until that September when the show moved to Mexico City.

Then came more than a year of post-production work finishing now.

"Elysium is basically done at the end of February," Blomkamp says. "We have some straggling VFX shots that go into April but the stuff looks absolutely amazing."

Here's a look at Damon from the movie:

NEWS

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The director has already begun prep work on a third s will take him back to Johannesburg for principal phot reteamed with his screenwriter wife Tatchell to co-wri comedy called Chappie. But as with the previous two r production and visual effects will happen in Vancouve

And the Vancouver team that rose to prominence with Elysium have become in-demand players in their own Clarke has since worked on The Whistleblower and Th Vancouver-based cinematographer Trent Opaloch wil camera for the mega-budget superhero sequel Captair Winter Soldier, due in theatres in 2014.

As for Blomkamp's co-writer and spouse Tatchell, she career as a writer and producer in her own right. She c of paranormal teen novels by U.S. writer Amanda Hoc written the screenplay adaptation for the first of those

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ENTERTAINMENT INC., TRISTAR
PICTURES, INC., MEDIA RIGHTS
CAPITAL II, L.P., and QED
INTERNATIONAL, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

STEVE WILSON BRIGGS,

Plaintiff,

vs.

NEILL BLOMKAMP; SONY
PICTURES ENT., INC., TRISTAR
PICTURES, INC., MEDIA RIGHTS
CAPITAL, and QED
INTERNATIONAL,

Defendants.

Case No. CV 13-4679-PJH

**DEFENDANT NEILL
BLOMKAMP'S RESPONSE TO
PLAINTIFF'S FIRST SET OF
INTERROGATORIES**

PROPOUNDING PARTY: Plaintiff Steve Wilson Briggs
RESPONDING PARTY: Defendant Neill Blomkamp
SET NUMBER: One (1)

1 Pursuant to Fed. R. Civ. P. 33, Defendant Neill Blomkamp ("Defendant")
2 hereby responds to Plaintiff Steve Wilson Briggs' ("Plaintiff") First Set of
3 Interrogatories, as follows:

4 **PRELIMINARY STATEMENT AND GENERAL OBJECTIONS**

5 1. As of the date hereof, Defendant has not yet had a sufficient
6 opportunity to discover or otherwise obtain and review all documents and materials
7 which may have some bearing on this case. Consequently, these responses are
8 based only upon such information and documents currently available, known to or
9 understood by Defendant. As this action proceeds, Defendant anticipates that
10 further discovery, research and analysis may supply additional facts and additional
11 meaning to the known facts. Defendant reserves his right to use, as evidence in this
12 action, any hereafter-acquired or -discovered information which would have been
13 responsive to these interrogatories.

14 2. Defendant will make reasonable efforts to respond to every
15 interrogatory, to the extent it has not been objected to, as Defendant understands and
16 interprets the interrogatory, provided that the interrogatory is not so vague and
17 ambiguous that response is impossible. If Plaintiff subsequently asserts an
18 interpretation of the interrogatory which differs from that of Defendant, Defendant
19 reserves his right to supplement his objections and responses as necessary.

20 3. These responses are not in any way to be deemed an admission or
21 representation that there are no further facts, documents or witnesses having
22 knowledge relevant to the subject matter of these interrogatories.

23 4. Defendant objects to these interrogatories to the extent that any
24 interrogatory seeks information which is protected from discovery by the attorney-
25 client privilege, the attorney work product doctrine, or any other applicable privilege
26 or doctrine. Defendant will not disclose any such protected information in response
27 to these interrogatories.

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5. Defendant's responses are made solely for the purposes of this action. No incidental or implied admissions are intended by these responses.

6. Defendant objects to the interrogatories in their entirety to the extent that they purport to impose obligations on Defendant beyond those set forth in the Federal Rules of Civil Procedure and Rules of Court.

7. With respect to any interrogatory to which Defendant responds, Defendant does not concede the relevance or materiality of the interrogatory or the subject matter to which it relates. These responses are made by Defendant subject to, and without in any way waiving or intending to waive:

a. Any objections as to competency, materiality, privilege, relevancy, propriety, admissibility and/or any other objections on grounds which would require exclusion of any information contained herein;

b. The right to object to other discovery proceedings involving or relating to the same subject matter as the interrogatories; or

c. The right at any time to revise, correct, add to, or clarify any of the responses set forth herein. Furthermore, these responses are given subject to correction of any omissions or errors.

8. Defendant objects to these interrogatories, and to the definitions contained therein, to the extent that they call for the disclosure of confidential, private, proprietary and/or trade secret information.

9. Defendant's responses are made subject to all general stated and specific objections, and Defendant specifically reserves the right to reassert those objections by motion or at the time of trial.

RESPONSES TO INTERROGATORIES

INTERROGATORY NO. 1

How did you meet (or how were you introduced to) MRC (particularly Mordecai Wiczuk and Asif Satchu)?

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RESPONSE TO INTERROGATORY NO. 1

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it calls for the disclosure of information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Defendant responds as follows:

I was introduced to Mordecai Wiczuk by my agent.

INTERROGATORY NO. 2

Exactly what role did MRC play in filming, writing, producing, financing, distributing — or any other role played in making *Elysium*? If you understand MRC to be more than one company, please explain the roles that each of these companies played, and identify these separate companies by name.

RESPONSE TO INTERROGATORY NO. 2

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it calls for the disclosure of information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it is overly burdensome and harassing. Defendant objects to the request on the basis that it calls for a narrative. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Although I am aware that “Media Rights Capital” was credited as a producer of *Elysium* (the “Film”), I do not know the legal name of that entity. I will refer to this production company as “MRC” “in these responses.

MRC financed and produced the Film.

INTERROGATORY NO. 3

What do you understand MRC’s true business name to be?

RESPONSE TO INTERROGATORY NO. 3

Defendant incorporates by reference the preliminary statement and general

1 objections set forth above. Subject to and without waiving the foregoing objections,
 2 Defendant responds as follows:

3 I have no knowledge of the official legal name of MRC.

4 **INTERROGATORY NO. 4**

5 How does MRC's name appear on any agreements(s) and contracts that you
 6 have signed into or engaged in with MRC.

7 **RESPONSE TO INTERROGATORY NO. 4**

8 Defendant incorporates by reference the preliminary statement and general
 9 objections set forth above. Subject to and without waiving the foregoing objections,
 10 Defendant responds as follows:

11 My loan-out corporation, Sable Productions, Ltd., entered into a writing
 12 agreement with an entity called Oaktree Entertainment, Inc. No entity called
 13 "MRC" or "Media Rights Capital" was a party to that agreement.

14 My directing deal was entered into with MRC II Holdings L.P.

15 **INTERROGATORY NO. 5**

16 Do you consider yourself a skilled and able writer?

17 **RESPONSE TO INTERROGATORY NO. 5**

18 Defendant incorporates by reference the preliminary statement and general
 19 objections set forth above. Defendant objects to the request on the basis that it seeks
 20 a subjective opinion and is an improper interrogatory under the Federal Rules of
 21 Civil Procedure. Defendant objects to the request on the basis that it seeks
 22 information that is neither relevant nor reasonably likely to lead to the discovery of
 23 admissible evidence. Subject to and without waiving the foregoing objections,
 24 Defendant responds as follows:

25 Yes.

26 **INTERROGATORY NO. 6**

27 How did you develop your literary "skills"?
 28